

GODLEWSKI V. ALVEAR, No. 3:24—CV—00344 (JKM)
DEFS.' MOT. TO DISMS.

EXHIBIT “D”

COURT OF COMMON PLEAS OF LACKAWANNA COUNTY

DOCKET



Docket Number: CP-35-CR-0002613-2010

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania
v.

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Philip Godlewski

CASE INFORMATION

Judge Assigned:
OTN: L 570598-0 LOTN: L 570598-0
Initial Issuing Authority: Laura Turlip
Arresting Agency: Lackawanna County Detective
Complaint/Citation No.:
County: Lackawanna
Case Local Number Type(s)

Date Filed: 09/28/2010 Initiation Date: 07/10/2010
Originating Docket No: MJ-45101-CR-0000134-2010
Final Issuing Authority: Laura Turlip
Arresting Officer: Affiant
Incident Number: 108397
Township: Taylor Boro
Case Local Number(s)

STATUS INFORMATION

| | | | |
|----------------------------|--------------------|--------------------------------|--------------------------------|
| <u>Case Status:</u> Closed | <u>Status Date</u> | <u>Processing Status</u> | <u>Arrest Date:</u> 07/10/2010 |
| | 07/11/2011 | Sentenced/Penalty Imposed | |
| | 03/16/2011 | Awaiting Sentencing | |
| | 03/16/2011 | Awaiting PSI | |
| | 03/02/2011 | Awaiting Trial - GP Withdrawn | |
| | 11/12/2010 | Awaiting Sentencing | |
| | 11/08/2010 | Awaiting Formal Arraignment | |
| | 11/05/2010 | Awaiting Pre-Trial Conference | |
| | 10/26/2010 | Awaiting Trial Scheduling | |
| | 09/28/2010 | Awaiting Filing of Information | |

Complaint Date: 07/07/2010

CALENDAR EVENTS

| <u>Case Calendar</u> | <u>Schedule</u> | <u>Start</u> | <u>Room</u> | <u>Judge Name</u> | <u>Schedule</u> |
|----------------------|-------------------|--------------|-------------|------------------------------|-----------------|
| <u>Event Type</u> | <u>Start Date</u> | <u>Time</u> | | | <u>Status</u> |
| Arraignment | 11/12/2010 | 9:00 am | | | Scheduled |
| Sentencing | 04/06/2011 | 1:30 pm | | Senior Judge Vito P. Geroulo | Scheduled |

CONFINEMENT INFORMATION

| <u>Confinement</u> | <u>Confinement</u> | <u>Destination</u> | <u>Confinement</u> | <u>Still in</u> |
|--------------------|------------------------------|--------------------------|--------------------|-----------------|
| <u>Known As Of</u> | <u>Type</u> | <u>Location</u> | <u>Reason</u> | <u>Custody</u> |
| 06/22/2021 | County Correctional Facility | Lackawanna County Prison | | Yes |

DEFENDANT INFORMATION

Date Of Birth: 06/26/1983 City/State/Zip: Scranton, PA 18508

CASE PARTICIPANTS

| <u>Participant Type</u> | <u>Name</u> |
|-------------------------|-------------------|
| Defendant | Godlewski, Philip |

CPCMS 9082

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BAIL INFORMATION

Godlewski, Philip

Nebbia Status: None

| Bail Action | Date | Bail Type | Originating Court | Percentage | Amount |
|-------------|------------|-----------|-------------------|------------|--------------|
| Set | 07/10/2010 | Monetary | Common Pleas | | \$250,000.00 |

CHARGES

| Seq. | Orig Seq. | Grade | Statute | Statute Description | Offense Dt. | OTN |
|------|-----------|-------|-----------------|---|-------------|------------|
| 1 | 7 | M1 | 18 § 6301 §§ A1 | Corruption Of Minors | 01/01/2008 | L 570598-0 |
| 2 | 2 | F1 | 18 § 3123 §§ A7 | IDSI Person Less Than 16 Yrs Age | 01/01/2008 | L 570598-0 |
| 3 | 3 | F2 | 18 § 3125 §§ A8 | Agg. Ind. Assault - Comp. Less Than 16 | 01/01/2008 | L 570598-0 |
| 4 | 4 | | 18 § 6318 §§ A1 | Unlawful Contact With Minor - Sexual Offenses | 01/01/2008 | L 570598-0 |
| 5 | 5 | | 18 § 4952 §§ A2 | Intim Witness/Victim False/Misleading Testimony | 01/01/2008 | L 570598-0 |
| 6 | 6 | F3 | 18 § 7512 §§ A | Criminal Use Of Communication Facility | 01/01/2008 | L 570598-0 |
| 7 | 1 | F2 | 18 § 3122.1 | Statutory Sexual Assault | 01/01/2008 | L 570598-0 |
| 8 | 8 | M2 | 18 § 3126 §§ A8 | Ind Asslt Person Less 16 Yrs Age | 01/01/2008 | L 570598-0 |

DISPOSITION SENTENCING/PENALTIES

Disposition

| Case Event | Disposition Date | Final Disposition |
|---------------------------------|-----------------------------------|------------------------|
| Sequence/Description | Offense Disposition | Grade Section |
| Sentencing Judge | Sentence Date | Credit For Time Served |
| Sentence/Diversion Program Type | Incarceration/Diversionary Period | Start Date |
| Sentence Conditions | | |

Lower Court Proceeding (generic)

| Lower Court Disposition | 09/27/2010 | Not Final |
|---|--------------------------------|--------------------|
| 1 / Corruption Of Minors | Waived for Court (Lower Court) | M1 18 § 6301 §§ A1 |
| 2 / IDSI Person Less Than 16 Yrs Age | Waived for Court (Lower Court) | F1 18 § 3123 §§ A7 |
| 3 / Agg. Ind. Assault - Comp. Less Than 16 | Waived for Court (Lower Court) | F2 18 § 3125 §§ A8 |
| 4 / Unlawful Contact With Minor - Sexual Offenses | Waived for Court (Lower Court) | 18 § 6318 §§ A1 |
| 5 / Intim Witness/Victim False/Misleading Testimony | Waived for Court (Lower Court) | 18 § 4952 §§ A2 |
| 6 / Criminal Use Of Communication Facility | Waived for Court (Lower Court) | F3 18 § 7512 §§ A |
| 7 / Statutory Sexual Assault | Waived for Court (Lower Court) | F2 18 § 3122.1 |
| 8 / Ind Asslt Person Less 16 Yrs Age | Waived for Court (Lower Court) | M2 18 § 3126 §§ A8 |

Guilty Plea

| Pre-Trial Conference | 11/12/2010 | Not Final |
|--------------------------|-------------|--------------------|
| 1 / Corruption Of Minors | Guilty Plea | M1 18 § 6301 §§ A1 |
| Geroulo, Vito P. | 07/11/2011 | |

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DISPOSITION SENTENCING/PENALTIES

Disposition

Case Event

Disposition Date

Final Disposition

Sequence/Description

Offense Disposition

Grade

Section

Sentencing Judge

Sentence Date

Credit For Time Served

Sentence/Diversion Program Type

Incarceration/Diversionary Period

Start Date

Sentence Conditions

Confinement

Min of 3.00 Months
 Max of 23.00 Months
 Other

To refrain from contact with crime victims.

To participate in drug or alcohol screening and treatment programs, including outpatient and inpatient programs.

| | | | |
|---|-----------------------------|----|-----------------|
| 2 / IDSI Person Less Than 16 Yrs Age Geroulo, Vito P. | Nolle Prossed 07/11/2011 | F1 | 18 § 3123 §§ A7 |
| 3 / Agg. Ind. Assault - Comp. Less Than 16 Geroulo, Vito P. | Nolle Prossed 07/11/2011 | F2 | 18 § 3125 §§ A8 |
| 4 / Unlawful Contact With Minor - Sexual Offenses Geroulo, Vito P. | Nolle Prossed 07/11/2011 | | 18 § 6318 §§ A1 |
| 5 / Intim Witness/Victim False/Misleading Testimony Geroulo, Vito P. | Nolle Prossed 07/11/2011 | | 18 § 4952 §§ A2 |
| 6 / Criminal Use Of Communication Facility Geroulo, Vito P. | Nolle Prossed 07/11/2011 | F3 | 18 § 7512 §§ A |
| 7 / Statutory Sexual Assault Geroulo, Vito P. | Nolle Prossed 07/11/2011 | F2 | 18 § 3122.1 |
| 8 / Ind Asslt Person Less 16 Yrs Age Geroulo, Vito P. | Nolle Prossed 07/11/2011 | M2 | 18 § 3126 §§ A8 |

Proceed to Court (GP Withdrawn)

Withdrawal of Guilty Plea

03/02/2011

Not Final

| | | | |
|---|---------------------------------|----|-----------------|
| 1 / Corruption Of Minors | Proceed to Court (GP Withdrawn) | M1 | 18 § 6301 §§ A1 |
| 2 / IDSI Person Less Than 16 Yrs Age | Proceed to Court | F1 | 18 § 3123 §§ A7 |
| 3 / Agg. Ind. Assault - Comp. Less Than 16 | Proceed to Court | F2 | 18 § 3125 §§ A8 |
| 4 / Unlawful Contact With Minor - Sexual Offenses | Proceed to Court | | 18 § 6318 §§ A1 |
| 5 / Intim Witness/Victim False/Misleading Testimony | Proceed to Court | | 18 § 4952 §§ A2 |
| 6 / Criminal Use Of Communication Facility | Proceed to Court | F3 | 18 § 7512 §§ A |
| 7 / Statutory Sexual Assault | Proceed to Court | F2 | 18 § 3122.1 |
| 8 / Ind Asslt Person Less 16 Yrs Age | Proceed to Court | M2 | 18 § 3126 §§ A8 |

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COMMONWEALTH INFORMATION

Name: Patricia Ann Lafferty
District Attorney

Supreme Court No: 091456

Phone Number(s):
570-963-6717 (Phone)

Address:
Lackawanna County DA Office
200 N Washington Ave
Scranton, PA 18503

ATTORNEY INFORMATION

Name: Timothy M. Kolman
Private

Supreme Court No: 051982

Rep. Status: Active

Phone Number(s):
215-750-3134 (Phone)

Address:
Kolman Law P.c.
Penn del, PA 19047-5517

Representing: Godlewski, Philip

ENTRIES

| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|---|----------------------|----------------------|--|
| 1 | 07/10/2010 | | Turlip, Laura |
| Bail Set - Godlewski, Philip | | | |
| 1 | 09/28/2010 | | Court of Common Pleas - Lackawanna County |
| Original Papers Received from Lower Court | | | |
| 1 | 10/26/2010 | | Commonwealth of Pennsylvania |
| Pre-Trial Conference Notice | | | |
| 1 | 11/05/2010 | | Mazzoni, Robert A. |
| Waiver of Arraignment Filed | | | |
| 1 | 11/08/2010 | | Commonwealth of Pennsylvania |
| Information Filed | | | |
| 1 | 11/12/2010 | | Geroulo, Vito P. |
| Guilty Plea | | | |
| 2 | 11/12/2010 | | Geroulo, Vito P. |
| Disposition Filed | | | |
| 1 | 02/04/2011 | | D'Andrea, Joseph R. |
| Motion to Withdraw Plea of Guilty | | | |
| 1 | 02/24/2011 | | D'Andrea, Joseph R. |
| Waiver of Speedy Trial Rule | | | |

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| Sequence Number | CP Filed Date | Document Date | Filed By |
|---|---------------|---------------|--|
| 2 | 03/02/2011 | | Geroulo, Vito P. |
| Order Granting Motion to Withdraw Guilty Plea | | | |
| 3 | 03/02/2011 | | Geroulo, Vito P. |
| Ordered Def Motion to Withdraw Plea of Nolle Contrendre is GRANTED | | | |
| 1 | 07/11/2011 | | Geroulo, Vito P. |
| Order - Sentence/Penalty Imposed | | | |
| 1 | 07/13/2011 | | Court of Common Pleas - Lackawanna County |
| Penalty Assessed | | | |
| 2 | 07/13/2011 | | Rinaldi, Mary F. |
| Entry of Civil Judgment | | | |
| 3 | 07/13/2011 | | Lackawanna County Probation Department |
| Guideline Sentence Form | | | |
| 1 | 07/14/2011 | | Court of Common Pleas - Lackawanna County |
| Payment Plan Introduction Letter | | | |
| 1 | 07/26/2011 | | Geroulo, Vito P. |
| Ordered Defendant Participate in Lackawanna County House Arrest Program | | | |
| 1 | 10/31/2011 | | Geroulo, Vito P. |
| Release of Prisoner | | | |
| 1 | 06/10/2013 | | Court of Common Pleas - Lackawanna County |
| Penalty Satisfied | | | |
| 1 | 08/13/2013 | | Geroulo, Vito P. |
| PROBATION TERMINATED | | | |
| 1 | 01/14/2016 | | Kelly, Mauri B. |
| Praecepto to Satisfy Judgment | | | |

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| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|--|----------------------|----------------------|------------------------------|
| <u>Service To</u> | <u>Service By</u> | | |
| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 1 | 05/10/2022 | | Commonwealth of Pennsylvania |
| Commonwealth's Answer to Motion to Intervene and Obtain Access to Sealed Court Records | | | |
| D'Andrea, Joseph R. | | | |
| 05/11/2022 | eService | | Served |
| Lafferty, Patricia Ann | | | |
| 05/11/2022 | eService | | Served |
| ----- | | | |
| 1 | 05/11/2022 | | Kolman, Timothy M. |
| Motion in Opposition to Obtain Access to Sealed Court Records | | | |
| D'Andrea, Joseph R. | | | |
| 05/11/2022 | eService | | Served |
| Lafferty, Patricia Ann | | | |
| 05/11/2022 | eService | | Served |
| ----- | | | |
| 2 | 05/11/2022 | | Kolman, Timothy M. |
| Brief in Opposition to Motion to Obtain Access to Sealed Court Records | | | |
| D'Andrea, Joseph R. | | | |
| 05/11/2022 | eService | | Served |
| Lafferty, Patricia Ann | | | |
| 05/11/2022 | eService | | Served |
| ----- | | | |

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CASE FINANCIAL INFORMATION

Last Payment Date: 06/10/2013

Total of Last Payment: -\$268.50

| Godlewski, Philip Defendant | Assessment | Payments | Adjustments | Non Monetary Payments | Balance |
|---|------------|--------------|-------------|--------------------------|---------|
| Costs/Fees | | | | | |
| State Court Costs (Act 204 of 1976) | \$10.75 | (\$10.75) | \$0.00 | \$0.00 | \$0.00 |
| Commonwealth Cost - HB627 (Act 167 of 1992) | \$9.25 | (\$9.25) | \$0.00 | \$0.00 | \$0.00 |
| County Court Cost (Act 204 of 1976) | \$30.00 | (\$30.00) | \$0.00 | \$0.00 | \$0.00 |
| Crime Victims Compensation (Act 96 of 1984) | \$35.00 | (\$35.00) | \$0.00 | \$0.00 | \$0.00 |
| Domestic Violence Compensation (Act 44 of 1988) | \$10.00 | (\$10.00) | \$0.00 | \$0.00 | \$0.00 |
| Victim Witness Service (Act 111 of 1998) | \$25.00 | (\$25.00) | \$0.00 | \$0.00 | \$0.00 |
| Firearm Education and Training Fund | \$5.00 | (\$5.00) | \$0.00 | \$0.00 | \$0.00 |
| Automation Fee (Lackawanna) | \$5.00 | (\$5.00) | \$0.00 | \$0.00 | \$0.00 |
| Costs of Prosecution - CJEA | \$50.00 | (\$50.00) | \$0.00 | \$0.00 | \$0.00 |
| Booking Center Fee (Lackawanna) | \$300.00 | (\$300.00) | \$0.00 | \$0.00 | \$0.00 |
| Judicial Computer Project | \$8.00 | (\$8.00) | \$0.00 | \$0.00 | \$0.00 |
| ATJ | \$3.00 | (\$3.00) | \$0.00 | \$0.00 | \$0.00 |
| CJES | \$2.25 | (\$2.25) | \$0.00 | \$0.00 | \$0.00 |
| JCPS | \$10.25 | (\$10.25) | \$0.00 | \$0.00 | \$0.00 |
| County Costs (Lackawanna) | \$15.00 | (\$15.00) | \$0.00 | \$0.00 | \$0.00 |
| Plea F/M (Lackawanna) | \$120.00 | (\$120.00) | \$0.00 | \$0.00 | \$0.00 |
| OSP (Lackawanna/State) (Act 35 of 1991) | \$650.00 | (\$650.00) | \$0.00 | \$0.00 | \$0.00 |
| OSP (Lackawanna/State) (Act 35 of 1991) | \$650.00 | (\$650.00) | \$0.00 | \$0.00 | \$0.00 |
| Adult Probation Drug Test Fund (Lackawanna) | \$30.00 | (\$30.00) | \$0.00 | \$0.00 | \$0.00 |
| Costs/Fees Totals: | \$1,968.50 | (\$1,968.50) | \$0.00 | \$0.00 | \$0.00 |
| Grand Totals: | \$1,968.50 | (\$1,968.50) | \$0.00 | \$0.00 | \$0.00 |

** - Indicates assessment is subrogated